

REMARKS

The Examiner has required a restriction to elect one of the following:

I. Claims 1-9, 11-12, 29-36 and 47, drawn to a method and an apparatus to determine if there is a defect in the effective display area of the substrate, classified in class 324, subclass 770;

II. Claims 17-28 and 41-46 drawn to an inspecting apparatus to determine if there is a defect in the effective display area of the liquid crystal display device, classified in class 324, subclass 770.

For the purpose of examination of the present application, Applicants elect Group I, with claims 1-9, 11-12, 29-36 and 47. However, Applicants respectfully traverse the Restriction Requirement for the following reasons.

First, this is a second restriction requirement made in the present case. In response to the first restriction requirement, Applicants elected Claims 1-12 and 17-36. But the second restriction requirement requires an election among the already elected invention group. For instance, no amendments were made to previously elected claims 1-7, 9, 11-12 and 17-36. Thus, it is inappropriate for the Examiner to further restrict these claims since Applicants already elected these claims in the first Reply to Restriction Requirement.

Second, there is no undue burden on the Examiner to examine all pending claims. This is evidenced by the fact that the Examiner identifies the same class and subclass for both invention Groups I and II in the present Restriction Requirement.

Third, newly present claims 41-47 are believed to be directed to the previously elected invention Group I (see the first Restriction Requirement dated March 2, 2005).

At least for the above reasons, examination of all pending claims is respectfully requested.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Esther H. Chong, Registration No. 40,953 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

- Attached is a Petition for Extension of Time.
- Attached hereto is the fee transmittal listing the required fees.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: November 21, 2005

Respectfully submitted,

By Esther H. Chong
Esther H. Chong
Registration No.: 40,953
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road
Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicant